

Meeting Minutes



Regular Meeting of the Oak Point City Council
and Special Meeting of the Zoning Board of Adjustment
Oak Point City Hall
100 Naylor Road
Oak Point, Texas 75068

Monday, May 20, 2019
6:00 P.M.

1. Call to Order City Council, Roll Call, and Determination of Quorum

Mayor Palmer called the meeting to order at 6:00 p.m. with the following roll call:

Keith Palmer	Mayor	Present
John Lusk	Mayor Pro Tem	Present
Lynn Harpold	Deputy Mayor Pro Tem	Present
Don Lindemann	Council Member	Present
Tim Freeman	Council Member	Present
Dena Meek	Council Member	Present

City staff present:

Stephen Ashley	City Manager
Joni Vaughn	City Secretary
Donna Boner	Finance Manager
Mike Shackelford	Director of Public Safety
Jennifer Henry	Municipal Court Administrator

And with a quorum present the following items were addressed:

2. Invocation

Councilmember Harpold led the invocation.

3. Pledge of Allegiance and Pledge to the Texas Flag

Mayor Palmer led the Pledge of Allegiance and Pledge to the Texas Flag.

4. Administer the Statement of Elected Official and Oath of Office to the newly elected City Council Members and present Certificates of Election

Mayor Palmer, Councilmember Lindemann, and Councilmember Thompson gave their Statement of Elected Officer. City Secretary Vaughn administered the Oaths of Office to Mayor Palmer, Councilmember Lindemann, and Councilmember Thompson.

5. Presentation of plaques of appreciation to outgoing Council Members

Mayor Palmer honored Councilmember Harpold and presented him with a plaque of appreciation for his years of service and dedication to the City of Oak Point.

6. Consider and act upon the appointment of a Mayor Pro Tem

Councilmember Lindemann made a motion to nominate John Lusk as Mayor Pro Tem and Councilmember Freeman seconded the motion.

Motion Passed 5-0

7. Consider and act upon the appointment of a Deputy Mayor Pro Tem

Councilmember Meek made a motion to nominate Tim Freeman as Deputy Mayor Pro Tem and Councilmember Lusk seconded the motion.

Motion Passed 5-0

8. Presentation of information by Mustang SUD regarding including Crescent Oak Subdivision in their political boundaries. Chris Boyd, General Manager of Mustang Special Utility District and Matt Gaunt, the local representative for Mustang Special Utility District, made a presentation to Council about the possibility of including Crescent Oak Subdivision in the political boundaries of Mustang SUD. Currently, the residents of Crescent Oaks are not able to vote or sit on the Board of Mustang SUD because they are not in the political boundaries of the district. Mustang SUD will need a petition from the citizens of Crescent Oak. It was suggested that a public meeting be held for the citizens of Crescent Oak to be able to discuss their concerns and questions with Mustang SUD.

9. Recess Council Meeting

Mayor Palmer recessed the City Council meeting to go into a joint meeting with the Board of Adjustment.

10. Call to order joint meeting between City Council and Board of Adjustment

Chairperson Leslie Maynard called to order a joint meeting of the Board of Adjustment with the City Council at 6:19 pm. Board of Adjustment members present were: Leslie Maynard, Lee Ann Keener, Suzanne Glorioso, Thomas Tremblay, and Nancy Tremblay.

JOINT CLOSED SESSION OF CITY COUNCIL AND BOARD OF ADJUSTMENT

11. Recess into Closed Session in compliance with Section 551.001 et. Seq. Texas Government Code, to wit:

- a. **Section 551.071 (Consultation with Attorney) – to receive legal advice from City Attorney related to pending litigation: *Jeff Houle v. City of Oak Point, and Oak Point Board of Adjustment*, Cause No. CV-2018-03798, County Court at Law No. 2, Denton County, Texas.**

The joint meeting was recessed into Closed Session at 6:20 pm.

12. Reconvene into Regular Session and take any actions necessary as a result of the Closed Session.

The joint meeting was reconvened into Regular Session at 6:52 pm and the following actions were taken: Motion was made by Board of Adjustment member Nancy Trembley to authorize the City Attorney's office to pursue settlement of the Jeffrey Houle v. City of Oak Point and Oak Point Board of Adjustment case on the terms as discussed in executive session, and to pursue the defense of said litigation in the event of no settlement; motion seconded by Board of Adjustment member Thomas Tremblay.

Motion Passed 5-0

13. Adjournment of the Board of Adjustment

Board Member Thomas Trembley made a motion to adjourn the Board of Adjustment meeting; motion seconded by Board Member Lee Ann Keener. Chairperson Leslie Maynard adjourned the Board of Adjustment meeting with the City Council at 6:55 pm.

Motion Passed 5-0

Motion was made by Councilmember Lusk to authorize the City Attorney's office to pursue settlement of the Jeffrey Houle v. City of Oak Point and Oak Point Board of Adjustment case on the terms as discussed in executive session, and to pursue the defense of said litigation in the event of no settlement; motion seconded by Councilmember Thompson.

Motion Passed 5-0

14. Items of Community Interest

City Manager Ashley introduced Jennifer Henry, Oak Point's new Municipal Court Administrator. Jennifer comes to Oak Point from the City of Lake Dallas where she was Court Administrator for over 5 years and prior to that she was a Court Clerk for the Town of Flower Mound for 6 years. Jennifer will also be assisting Donna with Accounts Payable, booking Community Room Rentals, and planning the City's special events.

City Secretary Vaughn reported that The Country Place Summer 2019 newsletter should start appearing in mailboxes this Thursday. Look for it on the City website as well.

A donation basket for the Little Elm Area Food Bank has been placed inside the front door of City Hall for your convenience. The newsletter and our website both have a list of items needed.

Beginning May 28th through August 9th, the Oak Point Community Room will again host the Kids Eat Free Program, providing lunches Monday through Friday over the summer months to children in need.

Freedom Fest will be held on Saturday, June 29th from 10 am until 1 pm at Jake's Place Park. We will open the event with a special recognition of our veterans. For the kids we will have a tropical themed waterslide, the Bubble Bus, a balloon artist, and plenty of craft activities. We will have a photo booth and our favorite DJ will be here. Smoken S BBQ will be providing hamburgers, hot dogs, drinks, and more.

Councilmember Lindemann requested that we have 4 banners advertising Freedom Fest.

Councilmember Meek is very excited that we are going to honor veterans for the first time at Freedom Fest. She also congratulated Chief Shackelford on getting a grant for Narcan nasal spray for the officers to have with them. In the event officers encounter someone who has overdosed on opioids, Narcan could save the life of the overdose victim.

15. Public Input

No one came forward to speak.

16. Presentation and discussion of the following reports:

- **Financial Report for April 2019**
- **Quarterly Investment Report**
- **Department of Public Safety (DPS) Report for April 2019**
- **Municipal Court Report for April 2019**
- **Permits Report for April 2019**

Finance Manager Donna Boner gave the financial report and the quarterly investment report and answered questions from Council.

Chief Shackelford answered questions on the DPS report. He also reported that the new fire truck should be delivered by June 19th and be operational by July 4th.

City Manager Ashley reported Municipal Court is going smoothly. Court Administrator Henry has begun scheduling Show Cause hearings in monthly Municipal Court for people who have not taken care of their citations within the proper time frame.

City Manager Ashley reported on the number of permits for April 2019.

17. Consider and act upon the minutes for the April 18, 2019 Special City Council meeting

Motion to approve the minutes for the April 18, 2019 council meeting was made by Councilmember Lusk and motion was seconded by Councilmember Lindemann.

Motion passed 5-0

18. Presentation by Suddenlink

Suddenlink gave a presentation about their internet services and answered question from Council and Oak Point residents. Suddenlink identified some issues with service and repaired those issues .

Scott Dufford, 841 Oak View Drive, spoke regarding complaints from residents in his HOA of poor service from Suddenlink. Mr. Dufford gave Suddenlink representatives emails from Eagles Landing residents with complaints about Suddenlink.

19. Consider and act upon authorizing the City Manager to provide funds for and/or establish financing of the new front-line fire engine approved by Council in January 2019

Councilmember Lindemann is opposed to outside financing of the fire truck. He would prefer to use the allocated city funds from the vehicle replacement fund so as not to pay interest.

Councilmember Meek would like to see 50/50 on the financing of the fire engine.

Councilmembers Lusk, Thompson, and Mayor Palmer would like to leave some balance in the vehicle replacement fund.

Councilmember Lusk made a motion to spend \$450,000 from the vehicle replacement fund and to finance the remaining balance for the fire engine; motion was seconded by Councilmember Lindemann.

Motion passed 4-1

20. Consider and act upon providing street lighting within the city limits of Oak Point on both the east and west sides of Oak Grove Parkway by installing light poles in the right-of-way

Item died for lack of a motion

21. Recess into Closed Session in compliance with Section 551.001 et. seq. Texas Government Code, to wit:

- a. **Section 551.074 (Personnel Matters) - to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee - Park and Recreation Commission member or members.**

Mayor Palmer recessed the regular meeting into closed session at 8:00 pm.

22. Reconvene into Regular Session and take any actions necessary as a result of the Closed Session.

Mayor Palmer reconvened the meeting into regular session at 8:34 pm.

Councilmember Lusk made a motion to appoint Park and Recreation Commission Alternate Member Marcia Dickson to fill a vacancy on a regular seat on the board and to appoint Michael Sjogren, Ryan McDow, Susan Dorsey seconded by Councilmember Thompson.

Motion Passed 5-0

23. Discuss the existing contract with Republic Services

Councilmember Meek asked what the termination date for the contract was. City Manager Ashley said the termination date is September 30, 2020.

24. Discuss the City of Oak Point's FY 2019-2020 Budget Process

City Manager Ashley suggested a budget retreat at CoServ. He will email dates and times when CoServ has a room available. During the budget process, Councilmember Meek would like to review

an effective tax rate budget option, put out to bid professional services, and a discuss a cap/ceiling on city taxes for homeowners over 65 or disabled that are below Denton Central Appraisal District's appraised value of one million dollars.

25. Consider and act upon topics to be scheduled for a future City Council meeting

Councilmember Meek would like to authorize the City Manager to hire an in-house building inspector.

Councilmember Lusk would like an update on road engineering.

Councilmember Thompson would like to have a traffic study for Yacht Club Road.

Councilmember Lusk made a motion that the agenda topics discussed be scheduled for the next City Council meeting; motion was seconded by Councilmember Freeman.

Motion passed 5-0

26. Adjournment

Councilmember Thompson made a motion to adjourn the meeting; seconded by Councilmember Freeman.

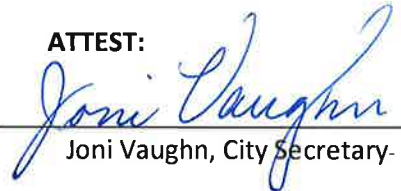
Motion Passed 5-0

Mayor Palmer adjourned the meeting at 9:00 pm.



Keith Palmer, Mayor

ATTEST:



Joni Vaughn, City Secretary



